

By Mrs. Kehoe of Dedham, petition of Marie-Louise Kehoe relative to the membership of the Board of Directors of the Massachusetts Water Resources Authority. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Two.

AN ACT RELATIVE TO THE MEMBERSHIP OF THE BOARD OF DIRECTORS OF THE MASSACHUSETTS WATER RESOURCES AUTHORITY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 3 of chapter 372 of the Acts of 1984, is
2 hereby amended by striking out paragraph (b) and inserting in
3 place thereof the following paragraph: —
4 (b) The powers of the Authority shall be exercised by or under
5 the supervision of a board of directors consisting of sixteen
6 members and its advisory board, one member of the board of
7 directors shall be the secretary of the executive office of
8 environmental affairs, serving ex officio, one member shall be
9 appointed by the governor and shall serve coterminous with the
10 governor, one member shall be appointed by the governor upon
11 the recommendation of the board of selectmen of the town of
12 Hingham by a majority vote, in accordance with the procedure
13 set forth in paragraph (c) and shall serve a term of four years;
14 one member shall be appointed by the governor upon the
15 recommendation of the mayor of Quincy, in accordance with the
16 procedure set forth in paragraph (c) and shall serve a term of four
17 years; one member shall be appointed by the governor upon the
18 recommendation of the board of selectmen of the town of
19 Weymouth by a majority vote, in accordance with the procedure
20 set forth in paragraph (c) and shall serve a term of four years;
21 one member shall be appointed by the governor upon the
22 recommendation of the board of selectmen of the town of
23 Winthrop by a majority vote, in accordance with the procedure

24 set forth in paragraph (c) and shall serve a term of four years;
25 one member of the board of directors who is a resident of a
26 Connecticut river basin community who represents water
27 resources protection interests shall be appointed by the governor
28 and shall serve coterminous with the governor; one member of
29 the board of directors who is a resident of a Merrimack river basin
30 community who represents water resource protection interests
31 shall be appointed by the governor and shall be coterminous with
32 the governor; two members of the board of directors shall be
33 appointed by the mayor of the city of Boston and shall serve
34 coterminous with the mayor and that one of the two members
35 appointed by said mayor shall be a woman or a minority person;
36 and six members shall be appointed by the advisory board as
37 provided in section twenty-three of this act. Members appointed
38 by the advisory board shall serve for terms of six years provided
39 however, that of the members appointed by the advisory board
40 after June thirtieth, nineteen hundred and eighty-eight but before
41 June thirtieth, nineteen hundred and ninety, one shall serve for
42 a term expiring on June thirtieth, nineteen hundred and ninety-
43 two, and one shall serve for a term expiring on June thirtieth,
44 nineteen hundred and ninety-four, with the terms of each to be
45 designated by the advisory board at the time of appointment.
46 Persons appointed to terms succeeding the terms of members
47 initially appointed by the advisory board, shall be appointed to
48 terms of six years. For the purposes of this paragraph a minority
49 person shall be as set forth in the definition of "minority"
50 contained in section forty N of chapter seven of the General Laws.

1 SECTION 2. Subsection (d) of Section 23 of Chapter 372 of
2 the Acts of 1984 is hereby amended by adding after provision (vii)
3 the following paragraphs: —

4 (viii) to vote on all matters in which the board of directors votes
5 with the strength equal to sixty percent of the total voting power.
6 No vote shall be accepted by the authority unless a) a quorum
7 of the advisory board casts votes on any matter before the
8 authority requiring a vote prior to action, b) the vote of the
9 advisory board is calculated in accordance with provision (ix) of
10 this section.

11 (ix) to have the vote of the advisory board on all matters before
12 the authority count as sixty percent of the total vote on all matters
13 before the authority requiring a vote. The absence of a majority
14 presence by the advisory board on any voted matter shall delay
15 any action by the authority until such is had. The percentage of
16 each vote towards the percentage of sixty provided to the advisory
17 boards outlined in provision (viii) of this subsection, shall be a
18 weighted, fractional value based on the number of representatives
19 voting on any given matter; provided however, that not less than
20 a majority of representatives shall vote at any time. Forty percent
21 of any vote shall be provided to the board of directors and shall
22 be distributed based on a weighted, fractional value based on the
23 number of board members voting on any given matter; provided
24 however, that not less than a majority of representatives shall vote
25 at any time.

